

Serial No. 09/669,095

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**REMARKS**

Applicants wish to thank the Examiner for considering the present application. In the Office Action dated December 30, 2004, claims 1-19 are pending in the application. Applicants respectfully request the Examiner to reconsider the rejections.

Claims 1-19 stands rejected under 35 U.S.C. §101 because the disclosed limitation "wherein the distance separating the transponder platforms is constrained to range wherein the local reference clocks for all subscribers have substantially the same phase with respect to the master reference clock." Applicants have amended the claims to clarify that the word constraining was used to provide a limit on the calculations. This is described on page 8, the first full paragraph. If the satellites are outside of the range the synchronization may not be valid. Constraining the positions of satellites is well known. For geosynchronous satellites the position is relatively fixed and is easily maintained using north/south and east/west stationkeeping. Middle earth orbit and low earth orbit satellites follow paths that are repeatable. The distance between the satellites may be easily calculated and thus the calculations for the range may be easily determined. Therefore, Applicants respectfully submit that the constraint is really a range or limit within which the calculations may be performed. Claim 19 has also been amended to reflect that the reference clock is synchronized or synchronizes local clocks when the distance is within the range. Claim 1 and Claim 12 have also been clarified to reflect that the CDMA signals for the intended subscribers are received with the same carrier signal phase but unintended subscribers receive the messages with different carrier signal phases. Of course, the claim already included the fact that all of the local reference clocks have the same clock phase. Applicants respectfully submit that the claims have now been clarified and the §101 rejection has been overcome.

In light of the amendments and remarks above, Applicants submit that all rejections are now overcome. The application is now in condition for allowance and

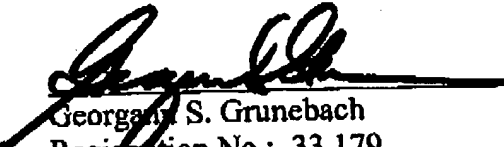
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expeditious notice thereof is earnestly solicited. Should the Examiner have any questions or comments, the Examiner is respectfully requested to contact the undersigned attorney.

Respectfully submitted,

  
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